

**APPLICATION FOR PERMISSION TO CHANGE POINT OF  
DIVERSION, MANNER OF USE AND PLACE OF USE OF THE  
PUBLIC WATERS OF THE STATE OF NEVADA  
HERETOFORE APPROPRIATED**

Date of filing in State Engineer's Office MAR 08 1999

Returned to applicant for correction \_\_\_\_\_

Corrected application filed \_\_\_\_\_

Map filed MAY 08 1996 under 62077

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The applicant LYON COUNTY, hereby makes application for permission to change the Point of Diversion, Place & Manner of Use of a Portion of water heretofore appropriated under Permit 58802

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1. The source of water is Underground
2. The amount of water to be changed 0.36 cfs N.T.E. 15 MGA
3. The water to be used for Municipal
4. The water heretofore permitted for Commercial & Domestic
5. The water is to be diverted at the following point NE $\frac{1}{4}$  SE $\frac{1}{4}$  Section 24, T.16N., R.21E., M.D.B.&M., or at a point from which the center of said Section 24 bears N. 87° 42' W., a distance of 1988.0 feet.
6. The existing permitted point of diversion is located within SW $\frac{1}{4}$  SE $\frac{1}{4}$  Section 24, T.16N., R.21E., M.D.B.&M. or at a point from which the SE corner of said Section 24 bears S. 57° 02' 18" E., a distance of 1920.0 feet.
7. Proposed place of use Refer to Exhibit "A"
8. Existing place of use SW $\frac{1}{4}$  SE $\frac{1}{4}$ , Portions of the NW $\frac{1}{4}$  SW $\frac{1}{4}$  Section 24; Portions of the SE $\frac{1}{4}$  NE $\frac{1}{4}$  and NE $\frac{1}{4}$  SE $\frac{1}{4}$  Section 23, all within T.16N., R.21E., M.D.B.&M.
9. Use will be from January 1st to December 31st of each year.
10. Use was permitted from January 1st to December 31st of each year.
11. Description of proposed works drilled and cased 16-inch well, pump, motor and distribution system.
12. Estimated cost of works \$550,000.00
13. Estimated time required to construct works Well completed under Permit 62077
14. Estimated time required to complete the application of water to beneficial use Ten (10) years
15. Remarks: PLEASE REFER TO EXHIBIT "B"

By WESTERN ENGINEERING & SURVEYING SERVICES  
ROBERT H. CANTLEY  
s/Robert H. Cantley  
3032 Silver Sage Drive, Suite B  
Carson City, Nevada 89701

Compared my/cmf hs/cmf

Protested \_\_\_\_\_

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APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit to change the point of diversion, place of use, and manner of use of a portion of the waters of an underground source as heretofore granted under Permit 58802 is issued subject to the terms and conditions imposed in said Permit 58802 and with the understanding that no other rights on the source will be affected by the change proposed herein. The well shall be equipped with a 2-inch opening and a totalizing meter must be installed and maintained in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. The totalizing meter must be installed before any use of the water begins or before the proof of completion of work is filed. If the well is flowing, a valve must be installed and maintained to prevent waste. This source is located within an area designated by the State Engineer pursuant to NRS 534.030. The State retains the right to regulate the use

This permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

The total combined duty of water under Permits 49483; 49486, Certificate 14718; 50361; 56593, Certificate 14706; 58931, Certificate 14719; 58932; 58933, Certificate 14720; 58934; 62937; 62938; 62939; 62940; 64128; 64957, and 65120 shall not exceed 4,517.81 acre-feet annually.

(CONTINUED ON PAGE 3)

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.36 cubic feet per second, but not to exceed 46.03 acre-feet annually.

Work must be prosecuted with reasonable diligence and be completed on or before:

November 7, 2000

Proof of completion of work shall be filed before:

December 7, 2000

Water must be placed to beneficial use on or before:

July 10, 2003

Proof of the application of water to beneficial use shall be filed on or before:

August 10, 2003

Map in support of proof of beneficial use shall be filed on or before:

N/A

IN TESTIMONY WHEREOF, I, R. MICHAEL TURNIPSEED, P.E.,

State Engineer of Nevada, have hereunto set

my hand and the seal of my office,

this 8th day of, June A.D. 2000

R. Michael Turnipseed P.E.  
State Engineer

Completion of work filed AUG 31 2000

Proof of beneficial use filed \_\_\_\_\_

Cultural map filed N/A

Certificate No. \_\_\_\_\_ Issued \_\_\_\_\_

Abrogated By 70846 0.3522

**EXHIBIT "A"****Question #7 - Proposed Place of Use:**

T. 16 N., R. 21 E., M.D.B. & M.:

All of Section 1; SE $\frac{1}{4}$  SE $\frac{1}{4}$ , Section 2; All of Section 11; SW $\frac{1}{4}$ , W $\frac{1}{2}$  NW $\frac{1}{4}$ , NE $\frac{1}{4}$  NW $\frac{1}{4}$ , portion of the SE $\frac{1}{4}$  NW $\frac{1}{4}$ , portion of the W $\frac{1}{2}$  NE $\frac{1}{4}$ , portion of the NE $\frac{1}{4}$  NE $\frac{1}{4}$ , SW $\frac{1}{4}$  SE $\frac{1}{4}$ , portion of the NW $\frac{1}{4}$  SE $\frac{1}{4}$ , portion of the E $\frac{1}{2}$  SE $\frac{1}{4}$ , Section 12; Portion of the W $\frac{1}{2}$  NW $\frac{1}{4}$ , portion of the NE $\frac{1}{4}$  NW $\frac{1}{4}$ , portion of the N $\frac{1}{2}$  NE $\frac{1}{4}$ , Section 13; E $\frac{1}{2}$ , Section 14; SE $\frac{1}{4}$  SW $\frac{1}{4}$ , E $\frac{1}{2}$ , Section 23; N $\frac{1}{2}$  Section 24; Portions of the NW $\frac{1}{4}$ , Section 26; SW $\frac{1}{4}$ , W $\frac{1}{2}$  SE $\frac{1}{4}$ , portion of the SE $\frac{1}{4}$  NE $\frac{1}{4}$ , portion of the NE $\frac{1}{4}$  SE $\frac{1}{4}$ , Section 27; E $\frac{1}{2}$  SW $\frac{1}{4}$ , SE $\frac{1}{4}$ , Section 28; NE $\frac{1}{4}$  NW $\frac{1}{4}$ , N $\frac{1}{2}$  NE $\frac{1}{4}$ , Section 33; N $\frac{1}{2}$  NW $\frac{1}{4}$ , Section 34.

T. 16 N., R. 22 E., M.D.B. & M.:

All of Section 3; N $\frac{1}{2}$ , N $\frac{1}{2}$  SW $\frac{1}{4}$ , SE $\frac{1}{4}$  SW $\frac{1}{4}$ , portion of the SW $\frac{1}{4}$  SE $\frac{1}{4}$ , Section 4; Portion of the NW $\frac{1}{4}$  NW $\frac{1}{4}$ , Section 5; NW $\frac{1}{4}$ , N $\frac{1}{2}$  NE $\frac{1}{4}$ , portion of the S $\frac{1}{2}$  NE $\frac{1}{4}$ , portion of the NW $\frac{1}{4}$  SE $\frac{1}{4}$ , NW $\frac{1}{4}$  SW $\frac{1}{4}$ , portion of the NE $\frac{1}{4}$  SW $\frac{1}{4}$ , portion of the S $\frac{1}{2}$  SW $\frac{1}{4}$ , Section 6; W $\frac{1}{2}$  W $\frac{1}{2}$ , NE $\frac{1}{4}$  NW $\frac{1}{4}$ , portion of the NW $\frac{1}{4}$  NE $\frac{1}{4}$ , Section 9; NW $\frac{1}{4}$  Section 16; All of Section 17; S $\frac{1}{2}$  SW $\frac{1}{4}$ , NE $\frac{1}{4}$  SW $\frac{1}{4}$ , S $\frac{1}{2}$  NE $\frac{1}{4}$ , SE $\frac{1}{4}$ , Section 18; All of Section 19.

T. 17 N., R. 21 E., M.D.B. & M.:

SE $\frac{1}{4}$  SE $\frac{1}{4}$ , Section 36.

T. 17 N., R. 22 E., M.D.B. & M.:

S $\frac{1}{2}$  N $\frac{1}{2}$ , S $\frac{1}{2}$ , Section 31; S $\frac{1}{2}$  S $\frac{1}{2}$ , NW $\frac{1}{4}$  SW $\frac{1}{4}$ , NW $\frac{1}{4}$  SE $\frac{1}{4}$ , SE $\frac{1}{4}$  NE $\frac{1}{4}$  SE $\frac{1}{4}$ , Section 33; SW $\frac{1}{4}$ , S $\frac{1}{2}$  NW $\frac{1}{4}$ , NE $\frac{1}{4}$  NW $\frac{1}{4}$ , portion of the SW $\frac{1}{4}$  NE $\frac{1}{4}$ , S $\frac{1}{2}$  SE $\frac{1}{4}$ , Section 34.

**EXHIBIT "B"****Question #15 Remarks:**

Portions of this right are being dedicated and transferred to Lyon County for service through Dayton Utilities for APN 16-081-11. per Grant, Bargain and Sale Deed Document #204466 (4.9 MGA); Water Will-Service Agreement, Document #225961 and Grant, Bargain and Sale Deed (water rights) Document #229401 (10.1 MGA), between Lyon County and Canyon Creek Construction, Inc.

For Proposed Point of Diversion, please refer to map filed in support of Permit 62077.

For Proposed Place of Use, please refer to map filed in support of Permit 62937.

For Existing Point of Diversion, please refer to map filed in support of Permit 54147.

For Existing Place of Use, please refer to map filed in support of Permit 51015 and 39806.